

FILED

JUL 26 2013

**New Jersey State Board of
Massage and Bodywork
Therapy Examiners**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

IN THE MATTER OF THE
LICENSE OF

JENG SUK LEE
License # 18KT00385300

TO PRACTICE MASSAGE AND
BODYWORK THERAPY IN THE
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Massage and Bodywork Therapy ("the Board") upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed massage and bodywork therapist in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. In a letters dated July 30, 2012, October 15, 2012 and December 17, 2012, respondent was asked to provide information about an arrest on July 5, 2012 on charges of promoting prostitution.
3. Respondent has not provided the Board with the status of the arrest, or a copy of the police report or of the summons/complaint, as requested. Respondent did

provide a narrative statement about the underlying conduct that gave rise to the arrest, dated December 25, 2012, but the explanation was inadequate, in that it was vague and provided no details as to what occurred or why respondent was arrested.

CONCLUSIONS OF LAW

1. Respondent's failure to provide an adequate response to the Board's inquiries constitutes a failure to cooperate with a Board investigation within the intendment of N.J.A.C. 13:45C-1.2, -1.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on March 19, 2013, provisionally suspending respondent's license to practice massage and bodywork therapy, and imposing a \$250.00 civil penalty. A copy of the Order was served upon respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

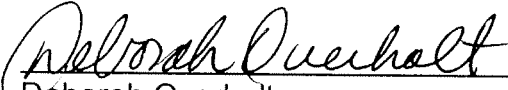
The record reflects that the certified mailing of the Provisional Order was returned, unclaimed. The regular mailing was not returned. No response has been received to date. The Board therefore determined that as the mailings had been sent to respondent's address of record with the Board, service had been effected. The Board

further determined that as no discrepancies had been raised with respect to the Findings of Fact or Conclusions of Law of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 26th day of July, 2013,
ORDERED that:

1. Respondent's New Jersey license to practice massage and bodywork therapy is hereby suspended until she has fully responded to the Board's inquiry.
2. A civil penalty in the amount of \$250.00 is hereby imposed on respondent. Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and shall be forwarded to the attention of Laura Anderson, Executive Director, Board of Massage and Bodywork Therapy, P.O. Box 45048, 124 Halsey Street, 6th Floor, Newark, NJ 07101 within fifteen (15) days of the filing of this Order.

NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: 
Deborah Overholt
Board Chairperson